



CITY OF MEMPHIS

COUNCIL AGENDA - **REVISED**

June 16, 2015

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS (None)

PUBLIC HEARING

1. RESOLUTION approving a street/alley closure located south of Broad Avenue between Collins Street and Maria Street and Autumn Avenue between Maria and Collins Street, containing .55 acre in the CMU-1 and R-6 District. This resolution is sponsored by the Office of Planning and Development.
Collins
Chairman,
Planning &
Zoning Committee

Case No. SAC 15-601 &
Case No. SAC 15-602

Applicant: Greg and Carla Touliatos
SR Consulting, LLC – Cindy Reaves – Representative

Request: Close and vacate public right-of-way

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

42 NOTICES WERE MAILED ON MAY 5, 2015

DIVISION OF PLANNING AND DEVELOPMENT (None)

ZONING ORDINANCE – THIRD AND FINAL READING

2.
Collins
Chairman,
Planning &
Zoning
Committee

ORDINANCE amending the Memphis and Shelby County Unified Development Code as adopted by the City of Memphis August 10, 2010 and by Shelby County August 9, 2010, as amended, to revise and enhance the Joint Zoning and Subdivision Regulations as recommended by the Memphis and Shelby County Office of Planning and Development and the Land Use Control Board. This text amendment affects all property within the City of Memphis, up for T H I R D and F I N A L reading. This ordinance is sponsored by the Office of Planning and Development.

Case No. ZTA 15-001
Ordinance No. 5589

Applicant: Memphis & Shelby County Office of Planning & Development
Josh Whitehead, Planning Director - Representative

Request: Adopt amendments to the Memphis & Shelby County
Unified Development Code

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

NO NOTICES WERE REQUIRED



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CONSENT AGENDA

GENERAL ORDINANCES - FIRST READING (None)

GENERAL ORDINANCES - SECOND READING (None)

ZONING ORDINANCE - FIRST READING

3. **ORDINANCE** rezoning the intersection of Summer Avenue and Graham Street; extending east along Summer Avenue +/-292.07 feet and north along Graham Street +/-271.93 feet and applying to the east side of Graham Street only, containing 0.484 acre in the Residential Urban-3 (RU-3), General Office (O-G) and Residential Single Family-6 (R-6) Districts, up for F I R S T reading. This ordinance is sponsored by the Office of Planning and Development.

Case No. RC 15-401

Ordinance No. 5590

Applicant: H/Residential LLC and H/Summerview LLC
Solomito Land Planning-Brenda Solomito Basar – Representative

Request: Delete a portion of the Graham Street Residential Corridor

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING (None)

NOTATION FROM OPD (None)

GENERAL ITEM (None)



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FISCAL CONSENT AGENDA

4. RESOLUTION to accept funds in the amount of \$1,500.00 from the Tennessee Professional Golf Association to support golf operational expenditures at Whitehaven Golf Course. The resolution is sponsored by Parks and Neighborhoods.

W. Boyd
Chairman,
Parks & Neigh-
borhoods
Committee

ACTION REQUESTED: Adopt the resolution

5. RESOLUTION accepting grant funds in the amount of \$21,518.00 for the High Intensity Drug Trafficking Program (HIDTA). This resolution is sponsored by Police Services.

Conrad
Chairman, Public
Safety Committee

ACTION REQUESTED: Adopt the resolution



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MLGW FISCAL CONSENT

6. RESOLUTION approving Change No. 1 to Contract No. 11679, MLGW Gas Transmission Right-of-Way Mowing, with Bean and Prince Contractors, Incorporated, in the funded amount of \$113,775.00. (This change is to renew the current contract for the first of four annual renewal terms covering the period August 12, 2015 through August 11, 2016, with no increase in rates from the previous year.)
7. RESOLUTION awarding a contract to Omicron Electronics Corporation USA, for transformer test equipment, in the amount of \$57,402.00.
8. RESOLUTION awarding Contract No. 11758, Davis-Paul Lowry Bore (Pidgeon Water Loop), to Owens Irrigation Inc., in the funded amount of \$546,000.
9. RESOLUTION approving Change No. 2 to Contract No. 11400, Internet Service Provider, with Level 3 Communications (formerly TW Telecom), in the funded amount of \$22,200.00. (This change is to renew the current contract for the second and final annual renewal term covering the period August 15, 2015 through August 14, 2016, with no increase from the previous year.)
10. RESOLUTION awarding a contract to Universal Scaffold and Equipment, LLC, for post protective barriers, in the amount of \$128,600.00.
11. RESOLUTION awarding a twenty-four month contract to Universal Scaffold & Equipment, LLC, for Aluminum Conductor Coated-Steel Reinforced (ACSR) wire, in the amount of \$684,919.87.
12. RESOLUTION approving Change No. 7 to Contract No. 11075, Community Office Pay Stations, with TIO Networks Corporation, in the funded amount of \$64,960.00. (This change is to renew the current contract for an additional two year term covering the period July 1, 2015 through June 30, 2017, with no increase from the previous year. The requested amount includes \$24,960.00 for hardware and software maintenance, support services and an additional \$40,000.00 for the projected number of physical pay station pickups at the various MLGW Community Offices. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by TIO Networks Corporation.)

13. RESOLUTION approving a rate schedule for the Employee Benefits Firm of Lockton, for insurance and risk management services rendered to include market research, benchmarking and evaluations; health care reform and plan compliance; data analytics and reporting; health and welfare program vendor management; and other industry related benefit matters uniquely related to the utility industry. The employment of Lockton is on an “as needed” basis, not to exceed \$300,000, over an approximate five year term.
14. RESOLUTION approving Change No. 6 to Contract No. 10346, Database Navigation Editor Software Product, with Allen Systems Group, Incorporated (ASG), formerly Nortel Networks, Incorporated, in the funded amount of \$9,197.69. (This change is to renew the current contract for annual software maintenance, licenses and support services covering the period July 1, 2015 through June 30, 2016, with no increase from the previous year. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by Allen Systems Group, Incorporated.)
15. RESOLUTION approving Change No. 2 to Contract No. 11331, Credit Information Services, with Experian Information Solutions, in the funded amount of \$50,000.00. (This change is to extend the current contract through December 31, 2015. This extension is needed to prevent a lapse in services and will allow time for MLGW to rebid.)



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REGULAR AGENDA

16. RESOLUTION to consider veto of the Impasse committee's recommendation for the:
Fullilove IAMAW – Machinists.
17. RESOLUTION to consider veto of the Impasse committee's recommendation for the:
Lowery Memphis Police Association.
18. RESOLUTION to consider veto of the Impasse committee's recommendation for the:
Lowery IOUE – Construction Inspectors.
19. RESOLUTION to consider veto of the Impasse committee's recommendation for the:
Lowery IOUE – Treatment Plants.
20. RESOLUTION to consider veto of the Impasse committee's recommendation for the:
Lowery IOUE – Heavy Equipment Operators.

BUDGET ITEMS

21. RESOLUTION directing the City Treasurer to prepare Tax Bills for the various
Strickland Utilities and Carriers utilizing the last Certified Assessment available as of
Chairman, June 30, 2015. This resolution is sponsored by the Finance Division. (Held from
Budget (6/2).
Committee

ACTION REQUESTED: Adopt the resolution

22. RESOLUTION approving the FY16 Budget for the Downtown Memphis Commission.
Strickland This resolution is sponsored by the Downtown Memphis Commission. (Held from 6/2)
Chairman,
Budget Committee

ACTION REQUESTED: Adopt the resolution

23. RESOLUTION approving the Capital Acquisition Budget and the Capital Improvement Program for Fiscal Years 2016-2020. This resolution is sponsored by the Finance Division. (Held from 6/2)
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Adopt the resolution

24. **ORDINANCE** to appropriate the proceeds of the Tax Levy on the assessed values on all properties of every species within the city limits for general purposes for the Fiscal Year July 1, 2015 through June 30, 2016, up for T H I R D and F I N A L reading. Ordinance No. 5587 is sponsored by the Finance Division. (Held from 6/2)
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Take whatever action Council deems advisable

25. **ORDINANCE** to fix the Tax Rate of the City of Memphis for Fiscal Year 2016, up for T H I R D and F I N A L reading. Ordinance No. 5588 is sponsored by the Finance Division. (Held from 6/2)
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Take whatever action Council deems advisable

26. **APPOINTMENTS**
Crone
Chairman,
Personnel &
Intergovernmental
Committee
CIVIL SERVICE COMMISSION
Reappointments
John D. Horne
Gloria J. Thomas
Edward L. Vaughn

Appointments

Yollander Hardaway
Clim Madlock, Jr.

MEMPHIS LANDMARKS COMMISSION

Appointment

Alison L. England

MEMPHIS PUBLIC LIBRARY AND INFORMATION CENTER BOARD OF TRUSTEES

Reappointment

Elizabeth C. Dixon

GENERAL ORDINANCE – THIRD AND FINAL READING

27. **ORDINANCE** to amend Chapter 2, Code of Ordinances of the City of Memphis, so as to establish Community Advisory Councils, up for T H I R D and F I N A L reading. Ordinance No. 5557 is sponsored by Councilwoman Wanda Halbert. (Held from 8/19; 9/16; 10/21; 11/18; 12/16; 1/20; 2/3; 2/17; 3/17; 4/21; 5/5; 6/2).
- Brown
Chairman,
Housing &
Community
Development
Committee
- ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (None)

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARK SERVICES

28. **RESOLUTION** transferring and appropriating \$34,967.00 in Architecture-Engineering from PK70114, Parks Cover Line to Contract Construction in PK07092, City Park Rehab and Maintenance funded by G.O. Bonds General for improvements at Fox Meadows and Audubon Golf Courses. Resolution also transfers and appropriates \$20,000.00 from Architecture-Engineering to Contract Construction in PK07092. This resolution is sponsored by Parks and Neighborhoods.
- W. Boyd
Chairman,
Parks and
Neighborhoods
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEM

29. RESOLUTION appropriating \$300,000.00 in ICED funds to EDGE to be used as a 3 year
Halbert grant to the Whitehaven Center of Southwest Tennessee Community College. This
Chairman, resolution is sponsored by Councilman Harold Collins.
Economic
Development &

Tourism Committee

ACTION REQUESTED: Adopt the resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

CONTINUATION SESSION OF JUNE 16, 2015

ADD-ONS

30. RESOLUTION accepting a partnership with and sub grant award from The Works, totaling \$31,852.00, as part of a \$375,000.00 award from the Plough Foundation to implement the Aging Mastery Program (AMP) at 5 senior centers over a three year period. This resolution is sponsored by Parks and Neighborhoods.
W. Boyd
Chairman,
Parks &
Neighborhoods
Committee

ACTION REQUESTED: Adopt the resolution

31. RESOLUTION accepting grant funds in the amount of \$68,500.00 from the State of Tennessee Department of Labor and Workforce Development Division for WIA Youth Work Experience Program.
Halbert
Chairman,
Economic
Development &
Tourism Committee

ACTION REQUESTED: Adopt the resolution

32. RESOLUTION authorizing Grant Anticipation Interfund Loan to MATA not to exceed \$4,500,000.00. This resolution is sponsored by MATA.
Strickland
Chairman,
Budget Committee

ACTION REQUESTED: Adopt the resolution

33. RESOLUTION requesting that an audit be conducted to determine the collection activities of the Durham Firm and the Clerk's Office to determine how the payment amounts to Durham are collected.
Collins

ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Held until July 7, 2015
2. Through 15 – Approved
16. Failed
17. and 18 – Approved
19. and 20 – Failed
21. and 22 – approved
23. and 24 – Approved, as amended
25. and 26 – Approved
27. Held until July 21, 2015
28. Through 32 – Approved

ADD-ONS

33. Approved, as amended

**ACTION TAKEN ON THE MINUTES OF JUNE 16, 2015 FOR ITEMS
15, 21, 22, 23, 24, 25, 30, 31, 32, SPECIAL ITEM #12, SPECIAL ITEM #13 and
SPECIAL ITEM #14 ONLY**

Approved